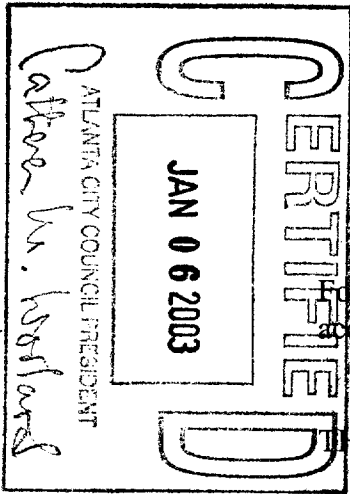


Entered - 05/21/01 - sb  
CL01L0397 - DIANNE C. MITCHELL

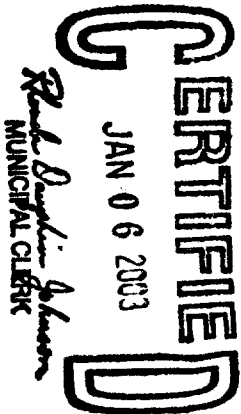
CLAIM OF: **DIMITRIYKA DUSHKOVA STOYANOVA**, her  
husband and family,  
through their attorney,  
**Sherrod G. Patterson**  
**1955 Cliff Valley Way, NE**  
**Suite 225**  
**Atlanta, Georgia 30329-2438**

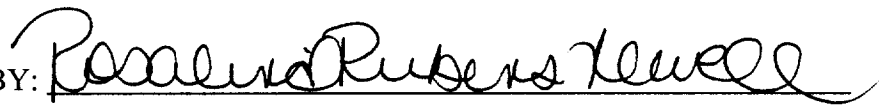
**02-*R*-2153**



For damages alleged to have been sustained as a result of a vehicular  
accident on December 30, 2000 at 653 Lindbergh Drive, NE.

THIS ADVERSED REPORT IS APPROVED



BY:   
**ROSALIND RUBENS NEWELL**  
**DEPUTY CITY ATTORNEY**

ADVERSED BY  
CITY COUNCIL JAN 06 2003

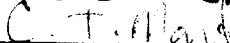
## ADVERSE REPORT

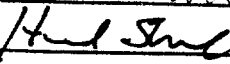
COMM. \_\_\_\_\_

DATE \_\_\_\_\_

CHAIR: \_\_\_\_\_









## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

January 14, 2003

Sherrod G. Patterson  
Attorney at Law  
1955 Cliff Valley Way, NE  
Suite 225  
Atlanta, GA 30329-2438

02-R-2153

RE: Dmitriyka Dushkova Stoyanora, her  
hysband and family

Dear Attorney Patterson:

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on January 03, 2003. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

cc: Claims Division/Law Department

RCS# 4344  
1/06/03  
2:10 PM

Atlanta City Council

Regular Session

CONSENT I

Pgs. 1-7; Except 02-O-1853; 02-R-1770  
02-R-2007; 02-R-2056  
ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT 0

Y Smith	Y Archibong	Y Moore	NV Mitchell
Y Starnes	Y Fauver	Y Martin	Y Norwood
NV Young	Y Shook	Y Maddox	NV Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

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**1/06/03 Council Meeting**

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**ITEMS ADOPTED ON CONSENT  
AGENDA**

1. 02-O-2008
2. 02-O-2071
3. 02-O-2175
4. 02-O-2170
5. 02-O-2171
6. 02-O-2024
7. 02-O-2172
8. 02-R-2130
9. 02-R-2157
10. 02-R-2158
11. 02-R-2159
12. 02-R-2186
13. 02-R-1964
14. 02-R-1965
15. 02-R-2067
16. 02-R-2134
17. 02-R-2135
18. 02-R-2136
19. 02-R-2137
20. 02-R-2138
21. 02-R-2139
22. 02-R-2140
23. 02-R-2141

**ITEMS ADVERSED ON CONSENT  
AGENDA**

24. 02-R-2142
25. 02-R-2143
26. 02-R-2144
27. 02-R-2145
28. 02-R-2146
29. 02-R-2147
30. 02-R-2148
31. 02-R-2149
32. 02-R-2150
33. 02-R-2151
34. 02-R-2152
35. 02-R-2153
36. 02-R-2154
37. 02-R-2155
38. 02-R-2156

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Consent I Vote: 11 Yeas; 0 Nays (See RCS #4344)

Items Removed from the Consent Agenda: 02-O-1853; 02-R-1770; 02-R-2007; 02-R-2056

## DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0397

Date: November 25, 2002

Claimant /Victim DIMITRIYKA DUSHKOVA STOYANOVA, her husband and her family  
 BY: (Atty) Sherrod G. Patterson  
 Address: 1955 Cliff Valley Way, NE, Suite 225, Atlanta, Georgia 30329-2438  
 Subrogation:          Claim for Property damage \$          Bodily Injury \$ Not Stated  
 Date of Notice: 06/19/01 Method: Written, proper X Improper           
 Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
 Date of Occurrence 12/30/00 Place: 653 Lindbergh Drive, NE  
 Department Public Works Division: Street Operations  
 Employee involved          Disciplinary Action:         

NATURE OF CLAIM: The claimant alleges that she was injured while walking when the driver of a private vehicle lost control due to ice on the roadway and ran into her. The claimant alleges that the City is liable due to the failure to make the roadway safe. However, the claimant has failed to furnish information necessary to substantiate her claim.

### INVESTIGATION:

Statements: City employee \_\_\_\_\_ Claimant \_\_\_\_\_ Others \_\_\_\_\_ Written \_\_\_\_\_ Oral \_\_\_\_\_  
 Pictures \_\_\_\_\_ Diagrams \_\_\_\_\_ Reports: Police   X   Dept Report \_\_\_\_\_ Other \_\_\_\_\_  
 Traffic citations issued: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_  
 Citation disposition: City Driver \_\_\_\_\_ Claimant Driver \_\_\_\_\_

**BASIS OF RECOMMENDATION:**

Function: Governmental \_\_\_\_\_ X \_\_\_\_\_ Ministerial \_\_\_\_\_  
Improper Notice \_\_\_\_\_ More than Six Months \_\_\_\_\_ Other \_\_\_\_\_ Damages reasonable \_\_\_\_\_  
City not involved \_\_\_\_\_ Offer rejected \_\_\_\_\_ Compromise settlement \_\_\_\_\_  
Repair/replacement by Ins. Co. \_\_\_\_\_ Repair/replacement by City Forces \_\_\_\_\_  
Claimant Negligent \_\_\_\_\_ City Negligent \_\_\_\_\_ Joint \_\_\_\_\_ Claim Abandoned \_\_\_\_\_ X

Respectfully submitted,

  
INVESTIGATOR - DIANNE C. MITCHELL

**RECOMMENDATION:**

Pay \$ \_\_\_\_\_ Adverse ☒ Account charged: 1A01 \_\_\_\_\_ 2J01 \_\_\_\_\_ 2H01 \_\_\_\_\_ 2P01 \_\_\_\_\_  
 Claims Manager: *James Bucknell* Concur/date *11-26-02*  
 Committee Action: \_\_\_\_\_ Council Action \_\_\_\_\_